

**UNITED STATES DISTRICT COURT**  
for the  
Eastern District of Washington

BRUCE J. KIESSLING	)	
<i>Plaintiff</i>	)	
v.	)	Civil Action No. 13-CV-0037-TOR
JAMES M. SIMMONS, et al.	)	
<i>Defendant</i>	)	

**JUDGMENT IN A CIVIL ACTION**

The court has ordered that (*check one*):

- the plaintiff (*name*) \_\_\_\_\_ recover from the defendant (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.
- the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_.
- other: Judgment is entered that Defendant James M. Simmons, individually, and the marital community of James M. and Chris Simmons, but not against Chris Simmons separately, owes Plaintiff the following:
- a. Principal in the amount of \$240,594.22;
  - b. Interest through December 31, 2012 in the amount of \$1,021.70; and
  - c. Interest after December 31, 2013, including prior to judgment, through judgment, and post-judgment, at the simple interest rate of 5% (\$32.96 per diem).

The parties shall bear their own costs and attorney's fees.

This action was (*check one*):

- tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has rendered a verdict.
- tried by Judge \_\_\_\_\_ without a jury and the above decision was reached.
- decided by Judge Thomas O. Rice \_\_\_\_\_ on a motion for Third Stipulated Motion for Entry of Judgment (ECF No. 19).

Date: 06/12/2013

*CLERK OF COURT*

s/ Linda L. Hansen

Deputy Clerk

Signature of Clerk or Deputy Clerk